



LONDON N. BREED
MAYOR

CITY AND COUNTY OF SAN FRANCISCO
POLICE DEPARTMENT
HEADQUARTERS
1245 3RD Street
San Francisco, California 94158



WILLIAM SCOTT
CHIEF OF POLICE

May 16, 2019

Via email 72809-95932471@requests.muckrock.com

Anonymous

RE: Public Records Request, dated May 06, 2019, Reference # P007650-050619

Dear Sir or Madam:

The San Francisco Police Department (SFPD) received your Immediate Disclosure request, dated May 06, 2019.

On May 7th, the SFPD informed you that your request was not simple, routine, or otherwise readily answerable and it was considered a standard public records request that allows SFPD up to 10 days to respond.

1. You requested, "...Every communication (including without limitation any message on an agency's officers/employees personal email/devices pursuant to City of San Jose v. Superior Court (Smith), S218066) to or from ICE between Jan 1, 2018 until the date of receipt of request (inclusive) that is a public record pursuant to Govt Code 7283.1(c) which reads in relevant part 'All records relating to ICE access provided by local law enforcement agencies, including all communication with ICE, shall be public records for purposes of the California Public Records Act (Chapter 3.5 (commencing with Section 6250)), including the exemptions provided by that act and, as permitted under that act, personal identifying information may be redacted prior to public disclosure. Records relating to ICE access include, but are not limited to, data maintained by the local law enforcement agency regarding the number and demographic characteristics of individuals to whom the agency has provided ICE access, the date ICE access was provided, and whether the ICE access was provided through a hold, transfer, or notification request or through other means.'"

2. You requested, "The contents of any internal tracking mechanism, database, or log your agency uses to manage or related to "ICE access", "Notification requests", "Hold requests", and/or "Transfer requests" (all as defined under Govt Code 7283) showing all items between Jan 1, 2018 until the date of receipt of request (inclusive), pursuant to Govt Code 7283.1(c)"

3. You requested, "Records showing "whom the agency has provided ICE access, the date ICE access was provided, and whether the ICE access was provided through a hold, transfer, or notification request or through other means" pursuant to Govt Code 7283.1(c), showing all items between Jan 1, 2018 until the date of receipt of request (inclusive)"

Response to items 1 – 3:

The SFPD was unable to locate responsive records to your request.

4. You requested, "Every inter- or intra-agency memorandum regarding whether or not to comply with an ICE access request of any kind between Jan 1, 2018 until the date of receipt of request (inclusive)"

The SFPD was unable to locate responsive records to your request. For responsive records, you may wish to contact [the Sheriff's Department](#), a separate agency of the City and County of San Francisco. Once on their website, please click on the public records request section to submit your request. For questions, you may contact the Sheriff's Department directly at 415 554-7225.

5. You requested, "Every guideline, policy, ordinance, resolution (incl any 'sanctuary' OR 'non-sanctuary' declarations) that you follow to determine whether or not to comply with an ICE access request of any kind."

Responsive records are included in this correspondence.

6. You requested, "Every presentation your agency has given to the jurisdiction's governing entity (board of supervisors, council, etc.) or public re: ICE access requests."


In response to your request, please refer to [SFPD Enforcement of Immigration Laws Policy](#) for the Police Commission's update of Department General Order 5.15 "Enforcement of Immigration Laws."

Finally, you may find the [Sanctuary City Ordinance](#) helpful.

Thank you for your courtesy in this regard.

Sincerely,


Sgt. Victoria Sullivan #571

 Lt. Kathryn Waaland
Officer in Charge
Legal Division